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Sectt. II-37—45,000—9-11-34.

Revenue (1935) Department.

MS SERIES.

G.O. No. 1180

DATED 22 S. 35

[Despatch Abstract.]

Alienation - Land and Revenue - (South Kanara) - Udipi Taluk - Odavoor village - S.No.306-1-A - Parish Union of the Diocese of Mangalore - Church - Sanctioned.

C.F. 31

REVENUE **DEPARTMENT.**

CURRENT No. 2058F

Received ..... 19 . *Registered* 11.5.35 19

Subject.

Alienation - Land and Revenue - (South Kanara) - Udipi taluk - Kodavoor village - S.No. 306-1A - Parish Union of the Diocese of Mangalore - Church - Recommended.

ENCLOSURES.
No. .....
.....
Spare copies.....

Reference No. B.1860/35-2

Station Madras *Dated the* 8th May 1935

From

A.R.C. Westlake Esq., I.C.S.,
Secretary, Land Revenue. &
~~The~~ Board of Revenue, ~~Revenue~~ Settlement, ~~&c~~
~~Separate Revenue~~

E.F. Thomas Esq., C.I.E., I.C.S.,
Commissioner of Land Revenue.

~~Resolution~~
~~Reference~~.

Read the following:-

Letter from E.M. Gawne Esq., I.C.S., Collector of South Kanara, No. Ref. B3-3157/34 dated 17th April 1935.

REFERENCE.

At the instance of the Collector of South Kanara, the Board recommends the alienation of the plot of land comprised in S.No. 306-1A of Kodavoor village, Udipi taluk measuring Ac.0.90 in favour of the Parish Union of the Diocese of Mangalore for use as the site of a church.

2. The land is registered as dry in the accounts and contains a border of casuarina plants reared within the last four years by the authorities in charge of the church of Our Lady of Miracles of Kallianpur. The southern portion

of it forms Kumaki to S.No. 90-15 of Tenkanidiyur which the church enjoys by Mulgeni right. Portions of the plot form Kumaki to other Kadim lands also but the owners have lost their Kumaki privileges by the adverse possession of the church. The Kadim lands are also casuarina plantations which have no need of Kumaki. Services are now being conducted at present in a thatched chapel in S.No. 89-11-B of Tenkanidiyur but this building is getting dilapidated. It is therefore intended to erect a new church on the plot. The Collector after a personal inspection of the site considers that no communal trouble is likely to arise if the alienation is sanctioned. The value of the tree viz. Re.0-1-0 has been collected and credited into the treasury.

3. The alienation will be free of charge for the occupancy right and free of assessment and subject to the payment of Re.0-1-0 being the value of the trees standing on the land and subject also to the following conditions to which the alienee has agreed:-

(i) The land shall be used as the site of a church and for no other purpose.

(ii) The building shall be constructed within 2 years from the date of the grant.

(iii) No other building shall be constructed on the land without the previous permission of the Collector of the district.

(iv) The Government may resume the land wholly or in part with the buildings thereon in the event of the infringement of any of the conditions of the grant or if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations.

(v) In the event of such resumption, if there are buildings on the land, the Government may at their option either,

(a) purchase the buildings, or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings

(vi) In the event of the resumption of the land followed by purchase of the buildings under clause (**v**) (a) or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. **But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (iii)**

(vii) In the event of the grantee refusing to remove the buildings when so directed under clause (**v**) (c) the Government may remove them and realise the cost of removal by the sale of the materials.

(viii) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee at **its** cost.

(ix) Full land revenue shall be levied if at any time any net income is derived from the land.

for Secretary. 10/5/35

To

The Secretary to Government, Revenue Department (with alienation statements and a sketch).

v.c/9.5.

Appendix XXX

Standing Order No. 24, paragraph 18

Application for the alienation of Land Revenue payable to Government.-
South Kanara district.

1. Description and Area.	S.No. 306/1A measuring 0.90 acre in No. 67 Kodavoor village, Udipi taluk - Dry.
2. (a) Annual assessment or ground rent.	Assessment Re.0-14-0
(b) Capitalised value (25 times assessment or ground rent).	Rs.21-14-0
3. Alienees and purpose of alienation.	The Parish Union of the Diocese of Mangalore - for the construction of a church.
4. Collector's remarks.	Recommended.

Appendix XXIX
Standing Order No. 24 - paragraph 9

Application for the alienation of land in which the proprietary right belongs to the State.-
South Kanara district.

1. Description and area.	S.No. 306-1A of No. 67 Kodavoor village in Udipi taluk measuring 0.90 acre - dry.
2. Value (Market)	Rs.180/-
3. Alienees and Purpose of alienation.	The Parish Union of the Diocese of Mangalore - for construction of a church.
4. Collector's remarks.	Recommended.

V.C.

Eye Sketch 1

R. F. XVII-26—895,664—12-2-38.

R.F. XVII-26.

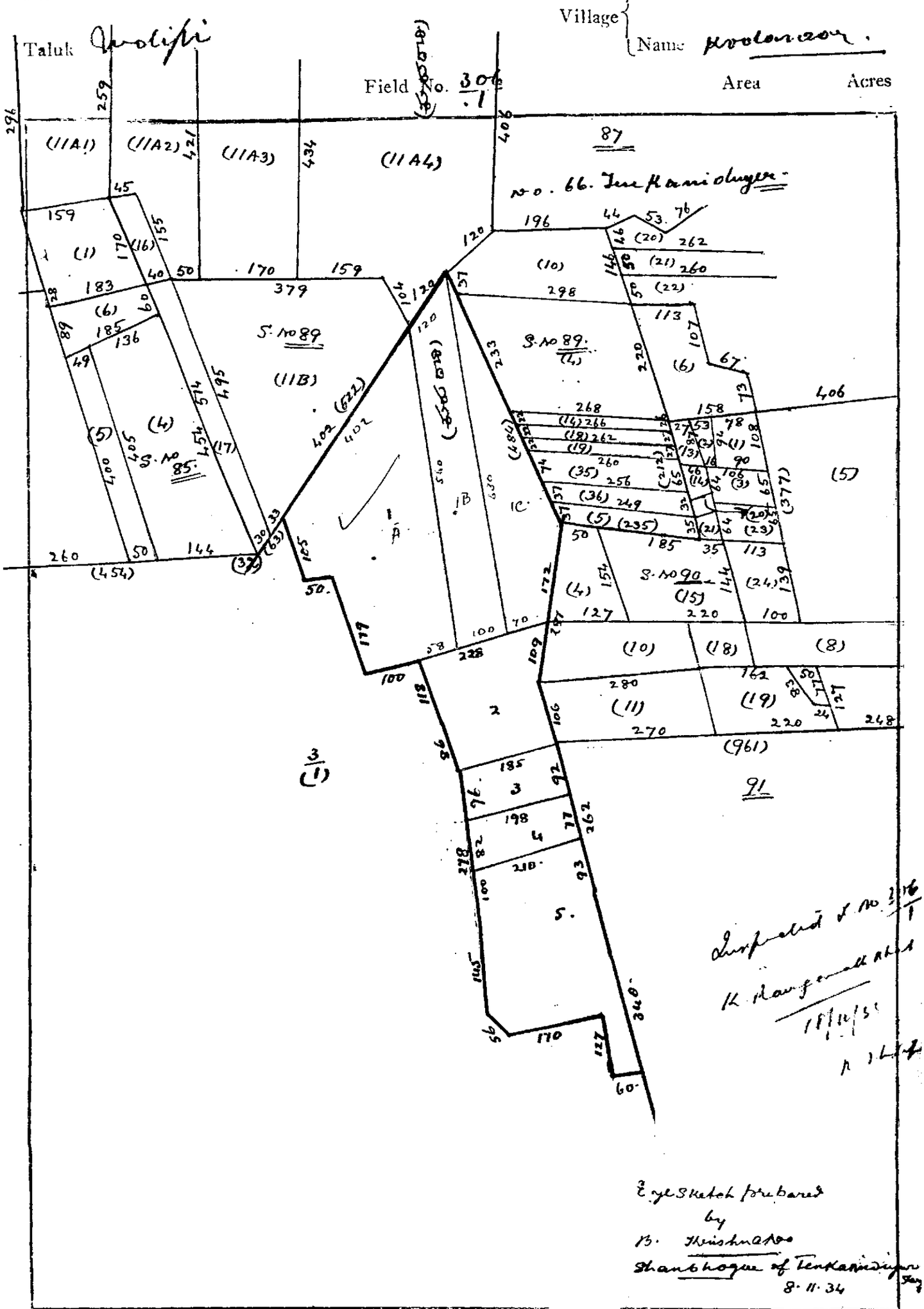
Distr S. Canara

Village { No. 64
Name Hosalanagar.

Taluk Karkala

Field No. 302/1

Area Acres



Eye Sketch prepared by
B. Krishnappa
Shanbhogue of Tenkanidiyur
8.11.34

K. Hosanadumbikhoge
Shanbhogue.

Scale 1/2 inch=One Chain.

Rev. Sectt.-23—1,500—25-10-33.

GOVERNMENT OF MADRAS.

Received _____ 193 . *Registered* _____ 193 .

Abstract.

REVENUE DEPARTMENT.

G.O. No. Ms. 118 **Dated the**

READ the following :—

R. No. 2058 F/35 From the Board of Rev. (L. Rts) Refce No. B 1860/35-2 dt 8-5-35

ORDER—

The Government sanction the alienation of the plot of land measuring 90 cents in S. No. 306-1-A of Kodavoor village, Udipi Tk, South Kanara Dt, in favour of the Parish Union of the Diocese of Mangalore for use as the site of a church.

2. The alienation will be free of charge for the occupancy right and free of land revenue but subject to the payment of one anna being the value of the tree standing on the land and subject also

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~~but subject~~ to the following conditions :—

(1) The land shall be used as the site of a church

and for no other purpose.

(2) The buildings shall be constructed within two years from the date of the grant.

(3) No other building shall be constructed on the land without the previous permission of the Collector of the District

(4) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if, in the opinion of the Government, the land is required for a public purpose, or for conducting mining operations.

(5) In the event of such resumption, if there are buildings on the land, the Government may, at their option, either

(*a*) purchase the buildings, or

(*b*) allow the grantee to purchase the land at its value on the date of the sale, or

(*c*) direct the grantee to remove the buildings.

(6) In the event of the resumption of the land followed by purchase of the buildings under condition (5) (a), or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case exceed the initial cost, or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant, but in no circumstances shall any compensation be paid by the Govt in respect of buildings constructed in contravention of condition (3)

(7) In the event of the grantee refusing to remove the buildings, when so directed under condition (5) (c) the Government may remove them and realise the cost of the removal by the sale of the materials.

(8) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at its cost.

(c) Full land revenue shall be levied if at any time any net income is derived from the land

17.5.35

Secretary for Ldn (L-RH)

20.5.35

(27)

(Wms)

Dist Eng